

TRIPURA



GAZETTE

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**Part - I-- Orders and Notifications by the Government of Tripura,
The High Court, Government Treasury etc.**

**GOVERNMENT OF TRIPURA
TRANSPORT DEPARTMENT.**

NO.F.18(1)-TRANS/2018

Dated, Agartala, the 31st October, 2018.

NOTIFICATION

Whereas, the Hon'ble Supreme Court of India vide judgement & order dated 26.03.2018 in Civil Appeal No.9936-9937/2016(Usha Devi & Anr.-Vs-Paban Kumar & Ors.) has directed the State Governments to introduce Rules for providing compensation to the victims of an accident ;

AND

Whereas, it has been decided to introduce certain measures for safeguarding the interest of the victims of accident cases where the offending vehicles are uninsured, until and unless Rules for providing compensation to the victims of accident cases have been formulated by the State Government ;

AND

Now, therefore, it has been decided that in case a motor vehicle involved in an accident which has resulted in death or bodily injury or damage to property and such vehicle is not covered by the policy of insurance against third party risks taken in the name of registered owner or when the registered owner fails to furnish copy of such insurance policy despite demand by investigating police officer, then in such cases, the investigating police officer shall make prayer before the Ld. Court not to release the motor vehicle until and unless the registered owner furnishes sufficient security to the satisfaction of the court to pay compensation that may be awarded in a claim case arising out of such accident ;

AND

It has also been decided that where the motor vehicle is not covered by a policy of insurance against third party risks, or when registered owner of the motor vehicle fails to furnish copy of such policy, then the investigation police officer shall take up with the Magistrate concerned for permission to sell of the motor vehicle through public auction,

on expiry of three months of the vehicle being taken into possession by the investigating police officer and the proceeds shall be deposited with the Claims Tribunal having jurisdiction over the area in question, within fifteen days for purpose of satisfying the compensation that may have been awarded or may be awarded in a claim case arising out of such accident.

The above Notification shall come into force immediately.

By order of the Governor,
N.R. Das
Under Secretary to the
Government of Tripura.